

Minnesota Pollution Control Agency

November 13, 1995

EPA Region 5 Records Ctr.



378965

Mr. William E. Muno, Director
Superfund Division
U.S. Environmental Protection Agency
77 West Jackson Boulevard
Chicago, Illinois 60604

Dear Mr. Muno:

Bill

The Minnesota Pollution Control Agency (MPCA) has completed the first year (June 20, 1995 - September 30, 1995) of the Enforcement Deferral Pilot Project. As required by the Pilot, the MPCA is submitting the first annual report. The report assesses our success in meeting targeted site milestones in Fiscal Year (FY) 1995, provides individual site status updates and includes a schedule for FY 1996 site milestones.

The MPCA is honored to have this opportunity to demonstrate its enforcement lead capability over these thirteen federal sites and believes it was successful in doing so the first year. The MPCA looks forward to continuing this enforcement site oversight relationship with the U.S. Environmental Protection Agency (EPA), Region V in the future.

Gary Eddy will continue to be the MPCA's point of contact for the Enforcement Deferral Pilot Project. Please contact him at (612) 296-7758, if you have any questions regarding the contents of the report.

Sincerely,

Richard J. Sandberg

Richard J. Sandberg, Manager
Site Response Section
Ground Water and Solid Waste Division

RS:ch

Enclosure

cc: J. P. Singh, Chief, U.S. EPA, Remedial Response Section 5 (Minnesota)

TDD (for hearing and speech impaired only): (612)282-5332

Printed on recycled paper containing at least 10% fibers from paper recycled by consumers

ENFORCEMENT DEFERRAL PILOT
Minnesota Pollution Control Agency
Annual Report

Reporting Period: FY 95 October 1, 1994 - September 30, 1995

Site: Nutting Truck & Caster Co. Activity: Long-Term O & M
Location: Faribault, Minnesota Enforcement Document: Consent Order
dated September 22, 1987
Responsible Parties: The Nutting Company

MPCA Site Team:

Project Manager: Maureen Johnson
Technical Analyst: Pat Lannon
On-Site Inspector: Steve Schoff
Public Information Officer: Dave Erickson
Quality Assurance Officer: Luke Charpentier

Work Accomplished During the Reporting Period

No milestones were set for this past year for the Nutting Truck & Caster Company site (Nutting site) under the Enforcement Deferral Pilot Project as agreed between the Minnesota Pollution Control Agency (MPCA) and the U.S. Environmental Protection Agency (EPA). The next milestone is the second five year Review due March 31, 1999. No date is listed for the final Close Out Report until the MPCA staff decides the site has met closure requirements.

The Nutting site remedy was selected prior to the enforcement deferral pilot. The MPCA staff reviews and approves the operation and maintenance (O&M) reports. The MPCA staff reviewed the February 16, 1995, "Second Half 1994, Monitoring Report" and approved it on March 13, 1995. The MPCA staff is reviewing the "First Half 1995 Report" for the Nutting site submitted on August 18, 1995. This report was submitted after new pumps and meters were installed in July 1995. Recognition of unusual readings prompted the new equipment, and Nutting's consultant informed the MPCA staff of the possibility of data that was biased high in 1994 due to the malfunction.

On July 6, 1995, the MPCA staff reviewed and commented on the Minnesota Department of Health (MDH) draft "Site Review and Update" funded by the Agency for Toxic Substances and Disease Registry (ATSDR). This draft document summarizing potential public health concerns at the Nutting site has not yet been finalized by ATSDR.

Actions Targeted or Planned for Next Reporting Period

No milestones are set for the coming reporting period. The MPCA and MDH staff will confirm whether or not exposures are likely to be occurring related to the Nutting site. Recommendations in the final Nutting Site Review and Update will be considered in future actions. Coordination with the Faribault site activities will continue.

Prepared by: Maureen Johnson Date: November 1, 1995

Approved by: Gary L. Eddy Date: 11/9/95